

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

CHRISTOPHER KNOX
PLAINTIFF PRO SE
- VS -

CASE # NO # 07-cv-7061

FILED

MARY HENRY ET AL.
DEFENDANTS

JUL 31 2008
 JUL 31, 2008
 MICHAEL W. DOBBINS
 CLERK, U.S. DISTRICT COURT

MOTION TO RECONSIDER

NOW COME PLAINTIFF, CHRISTOPHER KNOX, PRO SE, AND RESPECTFULLY SUBMIT THIS "MOTION" PURSUANT TO FED. R. CIV. P. AND STATE AS FOLLOWS

- 1) ON JANUARY 22, 2008, THIS COURT GRANTING THE MOTION FOR LEAVE TO PROCEED INFORMA PAUPERIS
- 2) ON JULY 3, 2008, THIS COURT VACATED ITS JANUARY 22, 2008, ORDER GRANTING PLAINTIFF, LEAVE TO PROCEED INFORMA PAUPERIS, DUE TO THE ALLEGE THREE STRIKES PROVISION
- 3) PLAINTIFF ALLEGE THAT: HE HAS ONLY ONE STRIKE, AND THAT STRIKE RESULTED IN THE KNOX - VS - COX, NO. 05-1077 (C.D. IL.
- 4) PLAINTIFF ALLEGE THAT: KNOX - VS - SPENCER NO. 03-1074 (C.D. IL.) WAS NOT DISMISSED FOR FAILURE TO STATE A CLAIM, IN FACT THAT CASE PROCEEDED TO TRIAL ON APRIL 25, 2006, SEE, KNOX - VS - SPENCER NO. 03-1074 (C.D. IL.).

- 5). PLA INTIFF, ALLEGE THAT: KNOX - VS - CARLTON
 NO. 03-1327 (C.D. ILL) KNOX - VS - SCHOMIG
 NO. 03-1377 (C.D. ILL) KNOX - VS - WAINSCOTT
 NO. 03-1429 (N.D. ILL) KNOX - VS - BYRANT
 NO. 02-4363 (N.D. ILL). ALL WERE PART OF A
 UNIVERSAL SETTLEMENT AGREEMENT IN CASE,
 KNOX - VS - BYRANT NO. 02-4363 (N.D. ILL.)..
- 6). PLA INTIFF, ALLEGE THAT: 28 U.S.C. § 1915(G)
 DOES NOT COUNT AS A STRIKE. IF CERTAIN
 CLAIM'S AGAINST CERTAIN DEFENDANTS, IS
 DISMISSED FOR FAILURE TO STATE A CLAIM,
 AND THE PLA INTIFF, IS ALLOWED TO PROCEED
 ON THE REMAINDER OF HIS CLAIM'S
- 7). PLA INTIFF, ALLEGE THAT: NONE OF THE ABOVE
 MENTIONED CASE'S WERE DISMISSED FOR —
 FAILURE TO STATE A CLAIM, IN FACT IT WAS
 PART OF A SETTLEMENT AGREEMENT. AND BY
 STEPLATION BY ALL PARTIES TO DISMISS THE
 CASE'S BASED ON SETTLEMENT AGREEMENT...
 SEE, KNOX - VS - BYRANT, NO. 02-4363 (N.D. ILL.)..
- 8). PLA INTIFF, ALLEGE THAT: THIS COURT HAS
 MADE AN MISTAKE AND IS INCORRECTLY
 INTERPRETING THE LANGUAGE IN THOSE CASE'S.
- 9). PLA INTIFF, ALLEGE THAT: HE HAS ONLY ONE
 STRIKE THAT HE HAD INCURRED, AND THAT WAS
 IN THE KNOX - VS - COX, NO. 05-1077 (C.D. ILL.)..

- 10) • PLAINTIFF ALLEGES THAT THIS COURT HAD CHECKED ALL FILES OF PLAINTIFF PRIOR TO GRANTING PLAINTIFF LEAVE TO PROCEED INFORMA PAUPERIS, AND THERE WAS NOTHING IN THE FILES TO INDICATE PLAINTIFF HAD THREE STRIKES
- 11) • PLAINTIFF IS REQUESTING THAT THIS COURT RECONSIDER IT'S JULY 3, 2008 — RULING THAT HAD VACATED IT'S JANUARY 22, 2008 RULING, AND DENYING LEAVE TO PROCEED INFORMA PAUPERIS
- 12) • THIS MOTION IS FILED IN GOOD FAITH AND NOT FOR PURPOSES OF UNDUPLICATE DELAY, IF THIS MOTION IS NOT GRANTED PLAINTIFF, WILL SUFFER PREJUDICE WHICH WOULD RESULT IN BOTH PHYSICAL AND IRREPARABLE INJURIES TO PLAINTIFF
- WHEREFORE, FOR THE ABOVE AND FOREGOING REASONS SET FORTH RESPECTFULLY REQUEST THAT THIS COURT RECONSIDER IT'S JULY 3, 2008 RULING, AND ALLOW PLAINTIFF TO PROCEED INFORMA PAUPERIS..

RESPECTFULLY SUBMITTED
Christopher Knopf 1361090
 8500 SUPERMAX, RD
 TAMMS, ILLINOIS 62988

IN THE
UNITED STATES DIST. COURT
NORTHERN DIST. OF ILLINOIS

CHRISTOPHER KNOX

Plaintiff,

v.

MARRY HENRY ET. AL

Defendant

Case No. 07-CV-7061

PROOF/CERTIFICATE OF SERVICE

TO: ASS. ATT. GENERAL
M.S. CAMELE LINDSAY
100 W. RANDOLPH ST. 12TH FL
CHICAGO, ILLINOIS
60601

TO: _____

PLEASE TAKE NOTICE that on JULY 28, 2008, I have placed the documents listed below in the institutional mail at TAMMS Correctional Center, properly addressed to the parties listed above for mailing through the United States Postal Service: MOTION TO RECONSIDER.

Pursuant to 28 USC 1746, 18 USC 1621 or 735 ILCS 5/109, I declare, under penalty of perjury, that I am a named party in the above action, that I have read the above documents, and that the information contained therein is true and correct to the best of my knowledge.

DATE: 7-28-08

/s/ Christopher Knox
NAME: CHRISTOPHER KNOX
IDOC#: 1361090
TAMMS Correctional Center
P.O. BOX 2000
TAMMS, IL 62988